#

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.3552 OF 2006

Dastagir A. Sattar Darji .. Applicant

Versus

The State of Maharashtra .. Respondent

Mr.Ujwal Agandsurve for applicant

Ms.M.M.Deshmukh, A.P.P. for State.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 29th September 2006

P.C.

. Perused the application and the annexures thereto, including the order of this Court enlarging the co-accused Mehaboob Sattar Shaikh.

It is not disputed before me that the role attributed to the present applicant is identical to that of co-accused Mehboob Sattar Shaikh. Considering that fact so also the age of the applicant and he being a rickshaw driver his case deserves to be considered for bail. Hence, following order:-

i) The applicant arrested in connection with C.R.No.42 of 2006 registered with Vijapur Naka Police Station shall be enlarged in the sum of Rs.15,000/- with one sureties in the like amount.

ii) The bail is granted subject to condition that the applicant will remain present before the concerned investigating officer of Vijapur Naka Police Station twice a month on every first and third Mondays till the

conclusion of trial.

iii) The order of bail will be given effect only after the applicant furnishes to the investigating officer the details about his place of residence and address where he proposes to stay after he is enlarged on bail. The applicant will not change his residential address thereafter till the conclusion of trial without prior intimation to the Investigating officer.

iv) The bail is granted subject to condition that the applicant shall not directly or indirectly, make any inducement or threat to any prosecution witnesses and shall not in any manner tamper with the prosecution evidence.

v) The applicant shall cooperate with the learned Trial Judge for

expeditious disposal of the case. Any attempt by the applicant to delay the trial may be a ground for cancellation of bail.

vi) Any observation made in this order shall not be construed as any finding or any expression of opinion on the merits of the case at the time of trial.

vii) Application is disposed of in above terms.

viii) Parties to act on an authenticated copy of this order.

(S.C.DHARMADHIKARI, J)